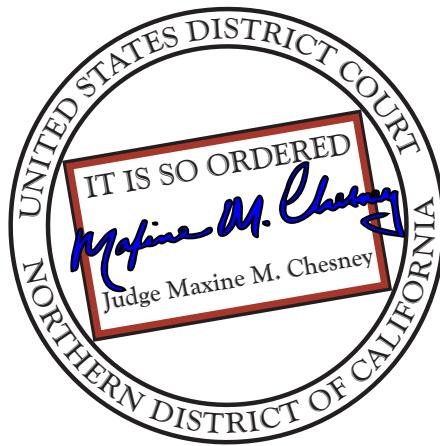


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DIOPTICS MEDICAL PRODUCTS, INC.



**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

DIOPTICS MEDICAL PRODUCTS, INC.,
a California corporation,

Case No. C-06-02643 (MMC)

Plaintiff,

VOLUNTARY DISMISSAL WITH PREJUDICE

BEI FRANCHISING, INC.,
a Michigan corporation.

Defendant.

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE THAT, a confidential settlement having been reached by the parties hereto, Plaintiff Dioptics Medical Products, Inc., voluntarily dismisses the above-captioned action with prejudice pursuant to Federal Rule of Civil Procedure 41 (a) (1) (i).

Dated: January 2, 2006

WINSTON & STRAWN, LLP

By:

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DIOPTICS MEDICAL PRODUCTS, INC.